CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Benjamin Wurtzel	Team: Squad #2	CCRB Case #: 201505532	☑ Force ☐ Abuse	☐ Discourt. ☐ O.L.	☐ U.S. ☑ Injury

Incident Date(s) Wednesday, 07/01/2015 11:30 PM	Location of Incident: Castle Hill Avenue and Starling Avenue	Precinct: 43	18 Mo. SOL 1/1/2017	EO SOL 1/1/2017

Date/Time CV Reported Thu, 07/02/2015 5:51 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Thu, 07/02/2015 5:57 PM

Complainant/Victim	Type	Home Address
███████████	██████	████████████████████
███████████	██████	████████████████████

Subject Officer(s)	Shield	TaxID	Command
1. POM Edwin Espinal	09609	934831	043 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Edwin Espinal	Force: PO Edwin Espinal used physical force against § 87(2)(b) ████	████████████

Case Summary

On July 2, 2015, [§ 87(2)(b)] filed this complaint with the CCRB via the call processing system on behalf of her son, [§ 87(2)(b)] On July 6, 2015, and July 7, 2015, calls were made to [§ 87(2)(b)]s provided phone number and messages were left. On July 7, 2015, [§ 87(2)(b)] called the undersigned, confirmed that she did not witness the incident and provided a second phone number for her son and confirmed his address. On July 7, 2015, a 'please call' letter was mailed to [§ 87(2)(b)] and was not returned by the United States Postal Service. [§ 87(2)(b)]s provided mobile number was called three times between July 7, 2015, and July 13, 2015. On the final call, an unidentified female answered and stated that the phone did not belong to [§ 87(2)(b)] and that she did not know anyone with that name.

[§ 87(2)(b)]s home phone number was called on July 8, 2015, and [§ 87(2)(b)] answered and scheduled an interview for July 13, 2015. [§ 87(2)(b)] failed to appear for this interview and a 'missed appointment' letter was mailed to him on the same day and was not returned by the United States Postal Service. [§ 87(2)(b)]s home number was called four additional times between July 13, 2015, and July 17, 2015. The phone rang without going to voicemail each time and messages could not be left.

On July 23, 2015, a search of [§ 87(2)(b)]s complaint history on CTS indicated that [§ 87(2)(b)] filed a separate complaint with IAB on July 6, 2015, where it received original log number 2015-19252. On July 16, 2015, this case was referred to the CCRB, where it received case number 201505874 and assigned to Inv. Alex Tuminello of Pod 14. Inv. Tuminello scheduled [§ 87(2)(b)] for a second interview on July 27, 2015, which [§ 87(2)(b)] failed to appear for. Inv. Tuminello's complaint was closed as a duplicate on the same date. On July 27, 2015, a search of the New York City Department of Correction website did not indicate that [§ 87(2)(b)] was incarcerated. [§ 87(2)] [§ 87(2)(g)]

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Pod: 2

Investigator: _____ _____ _____
              Signature   Print   Date

Pod Leader: _____ _____ _____
            Title/Signature   Print   Date

Attorney: _____ _____ _____
           Title/Signature   Print   Date